

I hereby certify that this correspondence is being faxed to the United States Patent and Trademark Office, Office of the Petitions, via facsimile to 703-308-6016 on January 12, 2003.

12 Feb 03
Date

Joe Clark

Atty Docket No. 7610-0047

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In Re Application of:

Mitchell W. MUTZ et al.

Group Art Unit: 2861

Serial No.: 10/010,972

Examiner: To be determined

Filing Date: December 4, 2001

Title: ACOUSTIC ASSESSMENT OF FLUIDS IN A PLURALITY OF RESERVOIRS

PETITION FOR A CORRECTED FILING DATE
UNDER 37 CFR §1.10

AND

PETITION FOR AN EXPEDITE REVIEW
UNDER 37 CFR §1.102

FAX RECEIVED

FEB 12 2003

PETITIONS OFFICE

Commissioner for Patents
Office of Petitions
Washington, DC 20231

Sir:

This combined petition is submitted to correct the filing date of the above-identified application. As time is of the essence, applicants request expedited resolution of this matter pursuant to 37 CFR §1.102(a).

Statement of Facts

The above-referenced application was filed by Express Mail on December 4, 2001, *not* December 7, 2001, as evidenced by the Official Date Stamp and the "Date In" entry on the attached Express Mail label. A copy of the Application Transmittal for the patent application as originally filed containing the express mail label is also attached (See Appendix A).

Applicants had previously attempted to correct the filing date through various communications with the Office of Initial Patent Examination. Submitted herewith are:

Atty Dkt No. 7610-0047
Serial No.: 10/010,972

- (1) Express Mail Label and Application Transmittal as originally filed (*See Appendix A*);
- (2) a copy of the (first) Request for a Corrected Filing Date and accompanying papers as filed with the PTO on January 29, 2002 (*See Appendix B*);
- (3) a copy of the Status Inquiry as filed with the PTO on September 4, 2002 (*See Appendix C*); and
- (4) a copy of the Second Request for a Corrected Filing Date and accompanying papers as filed with the PTO on February 6, 2003 (*See Appendix D*).

Action Requested

Applicants request that the application be granted a filing date of December 4, 2001, pursuant to 37 CFR §1.10.

The Commissioner is hereby authorized to charge a fee for this petition in the amount of \$260 (petition fee for correcting the filing date--\$130 and petition fee for expedited review--\$130) to Deposit Account No. 18-0580. The Commissioner is also authorized to charge additional any fees under 37 CFR §§ 1.16, 1.17 and 1.21 which may be required by this paper, or to credit any overpayment, to the same deposited account.

Respectfully submitted,

By:



Louis L. Wu
Registration No. 44,413

REED & EBERLE LLP
800 Menlo Avenue, Suite 210
Menlo Park, California 94025
(650) 330-0900 Telephone
(650) 330-0980 Facsimile

Atty Dkt No. 7610-0047
Serial No.: 10/010,972

APPENDIX A

EXPRESS MAIL		POST OFFICE TO ADDRESSEE	
UNITED STATES POSTAL SERVICE			
ORIGIN (POSTAL USE ONLY)			
PO ZIP Code 74472	Date of Delivery 7/25/03	Flat Rate Envelope <input type="checkbox"/>	Postage \$1.25
State TX	Day Mon	Return Receipt Fee <input type="checkbox"/>	Insurance Fee <input type="checkbox"/>
City Waco	Month July	2nd Day <input type="checkbox"/>	3rd Day <input type="checkbox"/>
Zip Code 76701	Year 03	3rd Day <input type="checkbox"/>	4th Day <input type="checkbox"/>
WEIGHT 11.3 ozs.		Int'l Air Mail Country Code 603	
No Delivery <input type="checkbox"/>		Acceptance Check Initials JJ	
No Return <input type="checkbox"/>		Total Postage & Fees \$1.25	Customer Signature <input type="checkbox"/>
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METHOD OF PAYMENT: Enclosed with Corporate check inc.			
FROM: PLEASE PRINT R. Landis, Jr., Ph.D.			
PHONE: (214) 727-4771			
TO: PLEASE PRINT Commissioner for Patents U.S. Patent & Trademark Office P.O. Box 2327 ATTN: BOX PATENT APPLICATION Arlington, VA 22202			
SEE REVERSE SIDE FOR SERVICE GUARANTEE AND LIMITS ON INSURANCE COVERAGE			
<p><input type="checkbox"/> PAYMENT OF SIGNATURE (Domestic Only) Additional merchandise insurance is valid if waiver of signature is requested. Wish delivery by next day or obtaining signature of addressee or addressee agent in delivery. If postage is paid, mail must be sent in a regular location and insurance coverage terminates at signature or consumer's valid point of delivery.</p> <p><input type="checkbox"/> NO DELIVERY <input type="checkbox"/> Weekend <input type="checkbox"/> Holiday</p>			
<p><small>Customer Name, Address or Firma o Servicio, etc. No.</small></p> <p><small>1002 DEC 4005</small></p>			

Customer Copy
Label 11-F August 2000

PTO/SB/05 (08-00)

Approved for use through 10/31/2002. OMB 0651-0032

U.S. Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

UTILITY PATENT APPLICATION TRANSMITTAL

EL 910282067US 1.53(b))

(Only for .

Application Number	
First Inventor	Mitchell W. Mutz
Title	Acoustic Assessment of Fluids in a Plurality of Reservoirs
Attorney Docket Number	7610-0047

APPLICATION ELEMENTS

See MPEP chapter 600 concerning utility patent application contents.

1. Fee Transmittal Form (e.g., PTO/SB/17)
(Submit an original and a duplicate for fee processing)
2. Applicant claims small entity status.
See 37 CFR 1.27.
3. Specification [Total Pages 40 + Cover] (*preferred arrangement set forth below*)
 - Descriptive title of the invention
 - Cross Reference to Related Applications
 - Statement Regarding Fed sponsored R & D
 - Reference to sequence listing, a table, or a computer program listing appendix
 - Background of the Invention
 - Brief Summary of the Invention
 - Brief Description of the Drawings (*if filed*)
 - Detailed Description
 - Claim(s)
 - Abstract of the Disclosure
4. Drawing(s) (35 U.S.C. 113) [Total Sheets 2]
5. Oath or Declaration [Total Pages 4]
 - a. Newly executed (original or copy)
 - b. Copy from a prior application (37 CFR 1.63(d)) (*for continuation/divisional with Box 17 completed*)
 - i. DELETION OF INVENTOR(S)
Signed statement attached deleting Inventor(s) named in the prior application, see 37 CFR 1.63(d)(2) and 1.33(b).
6. Application Data Sheet. See 37 CFR 1.76

ADDRESS TO:
Commissioner for Patents
Box Patent Application
Washington, DC 20231

7. CD-ROM or CD-R in duplicate, large table or Computer Program (*Appendix*)
8. Nucleotide and/or Amino Acid Sequence Submission (*if applicable*)
 - a. Computer Readable Form (CRF)
 - b. Specification Sequence Listing on:
 - i. CD-ROM or CD-R (2 copies); or
 - ii. paper
 - c. Statements verifying identity of above copies

ACCOMPANYING APPLICATION PARTS

9. Assignment Papers (cover sheet & document(s))
10. 37 CFR 3.73(b) Statement Power of Attorney (*when there is an assignee*)
11. English Translation Document (*if applicable*)
12. Information Disclosure Copies of IDS Statement (IDS)/PTO-1449 Citations
13. Preliminary Amendment
14. Return Receipt Postcard (MPEP 503) (*Should be specifically itemized*)
15. Certified Copy of Priority Document(s) (*if foreign priority is claimed*)
16. Other: Blanket Petition

17. If a CONTINUING APPLICATION, check appropriate box, and supply the requisite information below and in a preliminary amendment, or in an Application Data Sheet under 37 CFR 1.76:

Continuation Divisional Continuation-in-part (CIP) of prior application No.: _____
 Prior application information: Examiner: _____ Group / Art Unit: _____

For CONTINUATION OR DIVISIONAL APPS only: The entire disclosure of the prior application, from which an oath or declaration is supplied under Box 5b, is considered a part of the disclosure of the accompanying continuation or divisional application and is hereby incorporated by reference. The incorporation can only be relied upon when a portion has been inadvertently omitted from the submitted application parts.

FAX RECEIVED

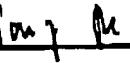
Attorney Docket No. 7610-0047

18. CORRESPONDENCE ADDRESS

<input checked="" type="checkbox"/> Customer Number or Bar Code Label		23980 <small>(Insert Customer No. or Attach bar code label here)</small>		<input type="checkbox"/> Correspondence address below	
Name	Louis L. Wu				
Address	REED & ASSOCIATES				
	800 Menlo Avenue, Suite 210				
City	Menlo Park	State	CA	Zip Code	94025
Country	USA	Telephone	(650) 330-0900	Fax	(650) 330-0980
Name (Print/Type)	Louis L. Wu	Registration No. (Attorney/Agent)	44,413		
Signature			Date	12/4/01	

Burden Hour Statement: This form is estimated to take 0.2 hours to complete. Time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commission for Patents, Box Patent Application, Washington, DC 20231.

CERTIFICATE OF MAILING OR TRANSMISSION

I hereby certify that this paper or fee is being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service under 37 CFR § 1.10 on the date indicated below and is addressed to "Commissioner for Patents, P.O. Box 2327, Box Patent Application, Arlington, VA 22202".			
"Express Mail" Mailing Label No.	EL 910 282 06745	Date of Deposit	Dec. 4, 2001
Name of Person Mailing Paper or Fee (Print/Type)	Sam Pen		
Signature		Date	12-4-01

F:\Document\7610\0047\application xt!.wpd

**Atty Dkt No. 7610-0047
Serial No.: 10/010,972**

APPENDIX B

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Commissioner for Patents, Washington, DC 20231 on

JANUARY 29 2002

29 Jan 2002

Date

Signature

Atty Docket No. 7610-0047
Serial No. 10/010,972

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In Re Application of:

Mitchell W. Mutz et al.

Group Art Unit: 2861

Serial No.: 10/010,972

Examiner: To be determined

Filing Date: December 4, 2001

Title: ACOUSTIC ASSESSMENT OF FLUIDS IN A
PLURALITY OF RESERVOIRS

REQUEST FOR A CORRECTED FILING DATE

FAX RECEIVED

Commissioner for Patents
Washington, DC 20231

FEB 12 2003

PETITIONS OFFICE

Sir:

Attached is a copy of the official Postcard received from the PTO in the above-identified application for which issuance of a corrected filing date is respectfully requested.

There is an error with respect to the following data, which is incorrectly entered. We filed the above referenced application on December 4, 2001 not December 7, 2001 as indicated on the returned postcard and the Filing Receipt we have now received.

Please correct the filing date so that reads December 4, 2001. I have enclosed a copy of the Express Mail Label and the Application Transmittal verifying the above date, and a copy of the Filing Receipt with the changes indicated in red.

Atty Dkt. No.: 7610-0047
USSN: 10/010,972

The correction is not due to any error by applicant(s) and no fee is due. If for any reason a fee is found to be necessary, our Deposit Account No. 18-0580 may be charged therefor. A duplicate copy of this sheet is enclosed.

Respectfully submitted,

Date: January 29, 2002

By: Louis L. Wu
Louis L. Wu
Registration No. 44,413

REED & ASSOCIATES
800 Menlo Avenue, Suite 210
Menlo Park, California 94025
(650) 330-0900 Telephone
(650) 330-0980 Facsimile

P:\Documents\7610\0047\Req for Corrected Filing Date.wpd (Rev. 8/18/97)

EXPRESS MAIL		POST OFFICE TO ADDRESSEE	
UNITED STATES POSTAL SERVICE			
ORIGIN (POSTAL USE ONLY)			
PO ZIP Code 7610-0047	Day of Delivery 11-2	Flat Rate Envelope <input checked="" type="checkbox"/> Second	Flat Rate Envelope <input type="checkbox"/>
Date In 12-4-03	Time In 10:37 AM	Portage \$ 16.25	Return Postage or Fax <input type="checkbox"/>
Mo. Day 11-2	12 Noon <input type="checkbox"/>	3 PM <input type="checkbox"/>	
Time Out 11-2 10:37 AM	1st Day <input type="checkbox"/>	3rd Day <input type="checkbox"/>	COD Fee <input type="checkbox"/>
Int'l Alpha Country Code US		Insurance Fee <input type="checkbox"/>	
Int'l DSN 7610-0047		Total Postage & Fees \$ 16.25	
Acceptance Claim Number 7610-0047			
No Delivery <input type="checkbox"/>			
Weekend <input type="checkbox"/>			
Customer Use Only <input type="checkbox"/>			
Method of Payment: Express Mail Corporation Acct No 550 330 0900			
FROM: PLEASE PRINT Louis L. Wu		TO: PLEASE PRINT Commissioner for Patents	
REED & ASSOCIATES SUITE 215 MCLEAN PARK		U.S. Patent & Trademark Office PO BOX 2327 ATTN. BOX PATENT APPLICATION Arlington, VA 22202	
7610-0047			
FOR PICKUP OR TRACKING CALL 1-800-222-1811 www.usps.com			

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Label 11-F August 2000SEE REVERSE SIDE FOR
SERVICE GUARANTEE AND LIMITS
ON INSURANCE COVERAGE

[WAVER OF SIGNATURE] (Domestic Only) Additional merchandise insurance is valid if waiver of signature is requested. If no signature is obtained, delivery is to be made without obstruction or damage. Delivery is to be made to the addressee or to the addressee's agent. If delivery is to be made to another person, addressee's signature is required. Addressee's signature is valid if products are received.

Delivery signature is valid if products are received.

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U.S. Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE
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**UTILITY
PATENT APPLICATION
TRANSMITTAL**

EL910282067US

(Only for .

1.53(b))

Application Number

First Inventor

Title

Attorney Docket Number

Mitchell W. Mulz

Acoustic Assessment of Fluids
in a Plurality of Reservoirs

7610-0047

APPLICATION ELEMENTS

See MPEP chapter 600 concerning utility patent application contents.

1. Fee Transmittal Form (e.g., PTO/SB/17)
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See 37 CFR 1.27.
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(preferred arrangement set forth below)
 - Descriptive title of the invention
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 - Abstract of the Disclosure
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5. Oath or Declaration [Total Pages 4]
 - a. Newly executed (original or copy)
 - b. Copy from a prior application (37 CFR 1.63(d))
 - i. **DELETION OF INVENTOR(S)**
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named in the prior application, see 37 CFR
1.63(d)(2) and 1.33(b).
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(when there is an assignee)
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16. Other: Blanket Petition

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Continuation Divisional Continuation-In-part (CIP) of prior application No.: _____

Prior application Information: Examiner: _____

Group / Art Unit: _____

For CONTINUATION OR DIVISIONAL APPS only: The entire disclosure of the prior application, from which an oath or declaration is supplied under Box 5b, is considered a part of the disclosure of the accompanying continuation or divisional application and is hereby incorporated by reference. The incorporation can only be relied upon when a portion has been inadvertently omitted from the submitted application parts.

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FEB 12 2003

PETITION'S OFFICE

Attorney Docket No. 7610-0047

18. CORRESPONDENCE ADDRESS					
<input checked="" type="checkbox"/> Customer Number or Bar Code Label		23980		or <input type="checkbox"/> Correspondence address below (Insert Customer No. or Attach bar code label here)	
Name	Louis L. Wu				
Address	REED & ASSOCIATES				
	800 Menlo Avenue, Suite 210				
City	Menlo Park	State	CA	Zip Code	94025
Country	USA	Telephone	(650) 330-0900	Fax	(650) 330-0980
Name (Print/Type)	Louis L. Wu	Registration No. (Attorney/Agent)	44,413		
Signature	<i>Louis L. Wu</i>		Date	12-4-01	

Burden Hour Statement: This form is estimated to take 0.2 hours to complete. Time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commission for Patents, Box Patent Application, Washington, DC 20231.

CERTIFICATE OF MAILING OR TRANSMISSION			
I hereby certify that this paper or fee is being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service under 37 CFR § 1.10 on the date indicated below and is addressed to "Commissioner for Patents, P.O. Box 2327, Box Patent Application, Arlington, VA 22202"			
"Express Mail" Mailing Label No.	EL 910 2 82 067 US	Date of Deposit	Dec. 4, 2001
Name of Person Mailing Paper or Fee (Print/Type)	Sam Pen		
Signature	<i>Sam Pen</i>	Date	12-4-01

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UNITED STATES PATENT AND TRADEMARK OFFICE

COMMISSIONER FOR PATENTS
 UNITED STATES PATENT AND TRADEMARK OFFICE
 WASHINGTON, D.C. 20231
www.uspto.gov

APPLICATION NUMBER	FILING DATE	GRP ART UNIT	FIL FEE REC'D	ATTY.DOCKET.NO	DRAWINGS	TOT CLAIMS	IND CLAIMS
✓ 10/010,972	✓ 12/07/2001 12/04/2001	2861	979	7610-0047	2	83	4

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23980
 REED & ASSOCIATES
 800 MENLO AVENUE
 SUITE 210
 MENLO PARK, CA 94025

JAN 28 2002

REED & ASSOCIATES

CONFIRMATION NO. 6490

FILING RECEIPT



0000000007349073

Date Mailed: 01/23/2002

Receipt is acknowledged of this nonprovisional Patent Application. It will be considered in its order and you will be notified as to the results of the examination. Be sure to provide the U.S. APPLICATION NUMBER, FILING DATE, NAME OF APPLICANT, and TITLE OF INVENTION when inquiring about this application. Fees transmitted by check or draft are subject to collection. Please verify the accuracy of the data presented on this receipt. If an error is noted on this Filing Receipt, please write to the Office of Initial Patent Examination's Customer Service Center. Please provide a copy of this Filing Receipt with the changes noted thereon. If you received a "Notice to File Missing Parts" for this application, please submit any corrections to this Filing Receipt with your reply to the Notice. When the USPTO processes the reply to the Notice, the USPTO will generate another Filing Receipt incorporating the requested corrections (if appropriate).

Applicant(s)

- ✓ Mitchell W. Mutz, Palo Alto, CA;
- ✓ Richard N. Ellison, Palo Alto, CA;
- ✓ James K. Foote, Cupertino, CA;

LLW

1/28/02 7M

DOCK

correct filing date
2/26/02

Domestic Priority data as claimed by applicant

Foreign Applications

If Required, Foreign Filing License Granted 01/23/2002

Projected Publication Date: 06/12/2003

Non-Publication Request: No

FAX RECEIVED

Early Publication Request: No

FEB 12 2003

" SMALL ENTITY "

PETITIONS OFFICE

Title

Acoustic assessment of fluids in a plurality of reservoirs

Preliminary Class

347

Atty Dkt No. 7610-0047
Serial No.: 10/010,972

APPENDIX C

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to "Commissioner for Patents, Washington, DC 20231" on

Atty Dkt No. 7610-0047

PATENT

September 4, 20029/4/02
DateMargaret K. Surridge
Signature

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In Re Application of:

Mitchell W. Mutz et al.

Serial No.: 10/010,972

Group Art Unit: 2861

Filing Date: December 4, 2001

Examiner: Unassigned

Title: ACOUSTIC ASSESSMENT OF FLUIDS IN A PLURALITY OF RESERVOIRS

STATUS INQUIRYFAX RECEIVEDCommissioner for Patents
Washington, DC 20231

FEB 12 2003

PETITIONS OFFICE

Sir:

On January 29, 2002, a Request for a Corrected Filing Date was mailed to the United States Patent and Trademark Office for the above-identified application. Subsequently, on March 7, 2002, an Information Disclosure Statement, Form PTO-1449 and copies of cited references were also mailed to the United States Patent and Trademark Office for the above-identified application. Since over eight months have passed and no communication has been received from the Patent and Trademark Office in response thereto, applicants respectfully request to be informed of the current status of these papers.

Respectfully submitted,

By:


Louis L. Wu
Registration No. 44,413

REED & ASSOCIATES
800 Menlo Avenue, Suite 210
Menlo Park, California 94025
(650) 330-0900 Telephone
(650) 330-0980 Facsimile
F:\Document\7610\0047>Status Inquiry.DOC

Atty Dkt No. 7610-0047
Serial No.: 10/010,972

APPENDIX D

REED & EBERLE LLP

INTELLECTUAL PROPERTY LAW
 800 MENLO AVENUE, SUITE 210
 MENLO PARK, CALIFORNIA 94025
 (650) 330-0900 TELEPHONE
 (650) 330-0980 FACSIMILE
WWW.REEDPATENT.COM

FACSIMILE TRANSMITTAL SHEET

To: OFFICE OF INITIAL PATENT EXAMINATION U.S. PATENT AND TRADEMARK OFFICE Washington, DC 20231	FACSIMILE No.: (703) 746-9195 TELEPHONE No.:
FROM: Louis L. Wu Reg. No. 44,413	FACSIMILE No.: (650) 330-0980 TELEPHONE No.: (650) 330-0900
DATE: February 6, 2003	PAGE 1 OF: 14
SUBJECT: In re Application of: Mitchell W. Mutz et al. Serial No.: 10/010,972 Filed: December 4, 2001 Attorney Docket No.: 7610-0047	CONFIRMATION COPY TO FOLLOW: <input type="checkbox"/> YES <input checked="" type="checkbox"/> No

Transmitted herewith for filing is a Second Request for a Corrected Filing Date and attached Appendix A and Appendix B in connection with the above-identified patent application.

Please contact Louis L. Wu at (650) 330-4912 if there are any questions or concerns.

Sincerely,
 Louis L. Wu, Registration No. 44,413

FAX RECEIVED

FEB 12 2003

PETITIONS OFFICE

2/6/03 (70)
DOCKETED

WARNING: This facsimile message and accompanying documents are intended only for the use of the addressee indicated above. Information that is privileged or otherwise confidential may be contained therein. If you are not the intended recipient, you are hereby notified that any dissemination, copying, review, or use of the above message or the accompanying documents is strictly prohibited. If you have received this message in error, please notify us immediately by telephone or facsimile, and mail the original to us at the above address. Thank you.

PLEASE CALL (650) 330-0900 IF YOU HAVE ANY PROBLEMS RECEIVING THIS TRANSMISSION
 OR HAVE RECEIVED THIS TRANSMISSION IN ERROR.

P.01

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NOTE M# DP

DATE	START	RECEIVER	TX TIME	PAGES	TYPE	NOTE	M#	DP
FEB-06	04:15 PM	17037469195	4'22"	14	SEND	OK	751	

TOTAL : 4M 22S PAGES: 14

REED & EBERLE LLP

INTELLECTUAL PROPERTY LAW
 800 MENLO AVENUE, SUITE 210
 MENLO PARK, CALIFORNIA 94025
 (650) 330-0900 TELEPHONE
 (650) 330-0980 FACSIMILE
 WWW.REEDPATENT.COM

FAX RECEIVED

FEB 12 2003

PETITIONS OFFICE

FACSIMILE TRANSMITTAL SHEET

To: OFFICE OF INITIAL PATENT EXAMINATION U.S. PATENT AND TRADEMARK OFFICE Washington, DC 20231	FACSIMILE No.: (703) 746-9195 TELEPHONE No.:
FROM: Louis L. Wu Reg. No. 44,413	FACSIMILE No.: (650) 330-0980 TELEPHONE No.: (650) 330-0900
DATE: February 6, 2003	PAGE 1 OF: 14
SUBJECT: In re Application of: Mitchell W. Multz et al. Serial No.: 10/010,972 Filed: December 4, 2001 Attorney Docket No.: 7610-0047	CONFIRMATION COPY TO FOLLOW: <input type="checkbox"/> YES <input checked="" type="checkbox"/> No

Transmitted herewith for filing is a Second Request for a Corrected Filing Date and attached Appendix A and Appendix B in connection with the above-identified patent application.

Please contact me at (650) 330-4917 if there are any questions or concerns.

I hereby certify that this correspondence is being faxed to the United States Patent and Trademark Office, Office of Initial Patent Examination, via facsimile to (703) 746-9195 on February 6, 2001.

Atty Docket No. 7610-0047

2/6/03
Date

Margaret K. Surridge
Margaret K. Surridge

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In Re Application of:

Mitchell W. Mutz et al.

Group Art Unit: 2861

Serial No.: 10/010,972

Examiner: To be determined

Filing Date: December 4, 2001

Title: ACOUSTIC ASSESSMENT OF FLUIDS IN A PLURALITY OF RESERVOIRS

SECOND REQUEST FOR A CORRECTED FILING DATE

FAX RECEIVED

Commissioner for Patents
Washington, DC 20231

FEB 12 2003

PETITIONS OFFICE

Sir:

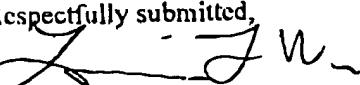
Following instructions provided by a Customer Service representative of the Office of Initial Patent Examination, applicants hereby submit a second request for a corrected filing date. The above-referenced application was filed by Express Mail on December 4, 2001, *not* December 7, 2001, as evidenced by the Official Date Stamp and the "Date In" entry on the Express Mail label for the patent application identified above (See Appendix A). Accordingly, the application should be granted a filing date of December 4, 2001, pursuant to 37 CFR §1.10.

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Respectfully submitted,

By: 
Louis L. Wu
Registration No. 44,413

REED & EBERLE LLP

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Menlo Park, California 94025

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F:\Documents\7610\0047\2nd Req for Corrected Filing Date.doc

APPENDIX A

EXPRESS MAIL		UNITED STATES POSTAL SERVICE	
ORIGIN (POSTAL USE ONLY)			
PO ZIP Code 74121	Date In 12-4-01	Day of Delivery 12 Mon. <input checked="" type="checkbox"/>	First Class Envelope <input type="checkbox"/>
Time In 16:37	Time PM	12 Noon <input type="checkbox"/>	Priority <input type="checkbox"/> \$16.25
AM <input type="checkbox"/>	PM <input checked="" type="checkbox"/>	2nd Day <input type="checkbox"/>	Return Receipt Fee <input type="checkbox"/>
Truck <input type="checkbox"/>	Bus <input type="checkbox"/>	1st Alpha Country Code <input type="checkbox"/>	Insurance Fee <input type="checkbox"/>
Bus <input checked="" type="checkbox"/>	Truck <input type="checkbox"/>	Access Charge <input type="checkbox"/>	CDG Fee <input type="checkbox"/>
No Delivery <input type="checkbox"/>	Warehouse <input type="checkbox"/>	Cart. Initials <i>[Signature]</i>	Total Postage & Fees <input type="checkbox"/> \$16.25
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FROM: (Please Print) Louis L. Hu SEEU & ASSOCIATES 300 N. ELMWOOD AVE STE 210 MENLO PARK, CA 94025-4732			
TO: (Please Print) Commissioner for Patents U.S. Patent & Trademark Office PO Box 2327 ATTN. BOX PATENT APPLICATION Arlington, VA 22202			
Label 11-F August 2000 Customer Copy			
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JANUARY 29 2002

29 Jan 2002

Signature

Atty Docket No. 7610-0047
Serial No. 10/010,972

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In Re Application of:

Mitchell W. Mutz et al.

Group Art Unit: 2861

Serial No.: 10/010,972

Examiner: To be determined

Filing Date: December 4, 2001

Title: ACOUSTIC ASSESSMENT OF FLUIDS IN A
PLURALITY OF RESERVOIRS

REQUEST FOR A CORRECTED FILING DATE

Commissioner for Patents
Washington, DC 20231

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Sir:

PETITIONS OFFICE

Attached is a copy of the official Postcard received from the PTO in the above-identified application for which issuance of a corrected filing date is respectfully requested.

There is an error with respect to the following data, which is incorrectly entered. We filed the above referenced application on December 4, 2001 not December 7, 2001 as indicated on the returned postcard and the Filing Receipt we have now received.

Please correct the filing date so that reads December 4, 2001. I have enclosed a copy of the Express Mail Label and the Application Transmittal verifying the above date, and a copy of the Filing Receipt with the changes indicated in red.

Ally Dkt. No.: 7610-0047
USSN: 10/010,972

The correction is not due to any error by applicant(s) and no fee is due. If for any reason a fee is found to be necessary, our Deposit Account No. 18-0580 may be charged therefor. A duplicate copy of this sheet is enclosed.

Respectfully submitted,

Date: January 29, 2002

By: Louis L. Wu
Louis L. Wu
Registration No. 44,413

REED & ASSOCIATES
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E:\Documents\7610\0047\Req for Corrected Filing Date.wpd (Rev. 8/18/97)

PTO/SB/05 (08-00)

Approved for use through 10/31/2002. OMB 0651-0032
U.S. Patent and Trademark Office. U.S. DEPARTMENT OF COMMERCE

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

**UTILITY
PATENT APPLICATION
TRANSMITTAL**

EL 910282067US

1.53(b))

(Only for .

Application Number

First Inventor

Mitchell W. Mutz

Title

Acoustic Assessment of Fluids
in a Plurality of Reservoirs

Attorney Docket Number

7610-0047

APPLICATION ELEMENTS

See MPEP chapter 600 concerning utility patent application contents.

1. Fee Transmittal Form (e.g., PTO/SB/17)
(Submit an original and a duplicate for fee processing)
2. Applicant claims small entity status.
See 37 CFR 1.27.
3. Specification [Total Pages 40 + Cover 1]
(preferred arrangement set forth below)
 - Descriptive title of the invention
 - Cross Reference to Related Applications
 - Statement Regarding Fed sponsored R & D
 - Reference to sequence listing, a table, or a computer program listing appendix
 - Background of the Invention
 - Brief Summary of the Invention
 - Brief Description of the Drawings (*if filed*)
 - Detailed Description
 - Claim(s)
 - Abstract of the Disclosure
4. Drawing(s) (35 U.S.C. 113) [Total Sheets 2]
5. Oath or Declaration [Total Pages 4]
 - a. Newly executed (original or copy)
 - b. Copy from a prior application (37 CFR 1.63(d))
(for continuation/divisional with Box 17 completed)
 - i. DELETION OF INVENTOR(S)
Signed statement attached deleting Inventor(s) named in the prior application, see 37 CFR 1.63(d)(2) and 1.33(b).
6. Application Data Sheet See 37 CFR 1.76

ADDRESS TO: Commissioner for Patents
Box Patent Application
Washington, DC 20231

7. CD-ROM or CD-R in duplicate, large table or Computer Program (Appendix)
8. Nucleotide and/or Amino Acid Sequence Submission
(if applicable)
 - a. Computer Readable Form (CRF)
 - b. Specification Sequence Listing on:
 - i. CD-ROM or CD-R (2 copies); or
 - ii. paper
 - c. Statements verifying identity of above copies

ACCOMPANYING APPLICATION PARTS

9. Assignment Papers (cover sheet & document(s))
10. 37 CFR 3.73(b) Statement Power of Attorney
(when there is an assignee)
11. English Translation Document (*if applicable*)
12. Information Disclosure Statement (IDS)/PTO-1449 Copies of IDS Citations
13. Preliminary Amendment
14. Return Receipt Postcard (MPEP 503)
(Should be specifically itemized)
15. Certified Copy of Priority Document(s)
(if foreign priority is claimed)
16. Other: Blanket Petition

17. If a CONTINUING APPLICATION, check appropriate box, and supply the requisite information below and in a preliminary amendment, or in an Application Data Sheet under 37 CFR 1.76:

Continuation Divisional Continuation-In-Part (CIP) of prior application No.: _____
Prior application information: Examiner: _____ Group / Art Unit: _____

For CONTINUATION OR DIVISIONAL APPS only: The entire disclosure of the prior application, from which an oath or declaration is supplied under Box 5b, is considered a part of the disclosure of the accompanying continuation or divisional application and is hereby incorporated by reference. The incorporation can only be relied upon when a portion has been inadvertently omitted from the submitted application parts.

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Attorney Docket No. 7610-0047

18. CORRESPONDENCE ADDRESS

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Name	Louis L. Wu				
Address	REED & ASSOCIATES				
	800 Menlo Avenue, Suite 210				
City	Menlo Park	State	CA	Zip Code	94025
Country	USA	Telephone	(650) 330-0900	Fax	(650) 330-0980
Name (Print/Type)	Louis L. Wu	Registration No. (Attorney/Agent)	44,413		
Signature	<i>Louis L. Wu</i>		Date	12/4/2001	

Burden Hour Statement: This form is estimated to take 0.2 hours to complete. Time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commission for Patents, Box Patent Application, Washington, DC 20231.

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Signature	<i>Sam Pen</i>	Date	12-4-01

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UNITED STATES PATENT AND TRADEMARK OFFICE

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 WASHINGTON, D.C. 20231
www.uspto.gov

APPLICATION NUMBER	FILING DATE	GRP ART UNIT	FIL FEE REC'D	ATTY.DOCKET.NO	DRAWINGS	TOT CLAIMS	IND CLAIMS
10/010,972	12/07/2001	2861	979	7610-0047	2	83	4

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23980
 REED & ASSOCIATES
 800 MENLO AVENUE
 SUITE 210
 MENLO PARK, CA 94025

JAN 28 2002
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CONFIRMATION NO. 6490

FILING RECEIPT



OC000000007349073

Date Mailed: 01/23/2002

Receipt is acknowledged of this nonprovisional Patent Application. It will be considered in its order and you will be notified as to the results of the examination. Be sure to provide the U.S. APPLICATION NUMBER, FILING DATE, NAME OF APPLICANT, and TITLE OF INVENTION when inquiring about this application. Fees transmitted by check or draft are subject to collection. Please verify the accuracy of the data presented on this receipt. If an error is noted on this Filing Receipt, please write to the Office of Initial Patent Examination's Customer Service Center. Please provide a copy of this Filing Receipt with the changes noted thereon. If you received a "Notice to File Missing Parts" for this application, please submit any corrections to this Filing Receipt with your reply to the Notice. When the USPTO processes the reply to the Notice, the USPTO will generate another Filing Receipt incorporating the requested corrections (if appropriate).

Applicant(s)

- ✓ Mitchell W. Mutz, Palo Alto, CA;
- ✓ Richard N. Ellison, Palo Alto, CA;
- ✓ James K. Foote, Cupertino, CA;

Domestic Priority data as claimed by applicant

Foreign Applications

If Required, Foreign Filing License Granted 01/23/2002

LNU
 1/28/02 (TM)
 DOCK
 correct filing date
 2/26/02

Projected Publication Date: 06/12/2003

Non-Publication Request: No

Early Publication Request: No

" SMALL ENTITY "

Title

Acoustic assessment of fluids in a plurality of reservoirs

Preliminary Class

347

Attorney Docket No.: 7610-0047 Mailing Date: January 29, 2002

Inventor(s): Mitchell W. Mutz et al.

Serial No.: 10/010,972 Filing Date: December 4, 2001

Attorney Docket No.: 7610-0047 Mailing Date: January 29, 2002

Inventor(s): Mitchell W. Mutz et al.

Serial No.: 10/010,972 Filing Date: December 4, 2001

Document(s):

Request for a Corrected Filing Date (dup1);
copy of Express Mail label;
copy of Application Transmittal;
Return Post Card;
copy of the Filing Receipt w/ the changes in red.



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Attorney Docket No.: 7610-0047 Mailing Date: 12/4/01
Applicant(s): Mitchell W. Mutz, Richard N. Ellson & James K.
Foote

Title: Acoustic Assessment of Fluids in a Plurality of J1011 U.S. PTO
10/010972
Reservoirs

Document(s):



Application Transmittal & Fee Transmittal Certificate of Express Mail
(Express Mail No.: EL 910 282 067 US)
 Specification 30 Pages + Cover
 Claims 9 Pages
 Abstract 1 Pages
 Drawings 2 Pages
 Declaration 4 Pages
 Signed / Unsigned
 Filing Fee Check \$ 1019.00

Information Disclosure Statement &
Form(s) PTO-1449
 Copies of cited references
 Blanket Petition
 Recordation Cover Sheet &
Assignment

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APPENDIX B

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Atty Dkt No. 7610-0047

PATENT

September 4, 2002
9/4/02 - Margaret K. Surridge
Date Signature

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In Re Application of:
Mitchell W. Mutz et al.

Serial No.: 10/010,972
Filing Date: December 4, 2001

Title: ACOUSTIC ASSESSMENT OF FLUIDS IN A PLURALITY OF RESERVOIRS

Group Art Unit: 2861

Examiner: Unassigned

STATUS INQUIRY

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Commissioner for Patents
Washington, DC 20231

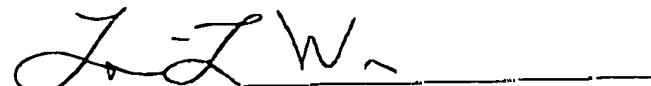
FEB 12 2003

Sir:

On January 29, 2002, a Request for a Corrected Filing Date was mailed to the United States Patent and Trademark Office for the above-identified application. Subsequently, on March 7, 2002, an Information Disclosure Statement, Form PTO-1449 and copies of cited references were also mailed to the United States Patent and Trademark Office for the above-identified application. Since over eight months have passed and no communication has been received from the Patent and Trademark Office in response thereto, applicants respectfully request to be informed of the current status of these papers.

Respectfully submitted,

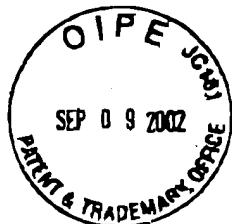
By:


Louis L. Wu
Registration No. 44,413

REED & ASSOCIATES
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Menlo Park, California 94025
(650) 330-0900 Telephone
(650) 330-0980 Facsimile
F:\Document\7610\0047>Status Inquiry.DOC

Attorney Docket No.: 7610-0047Mailing Date: September 4, 2002Inventor(s): Mitchell W. Mutz et al.Serial No.: 10/010,972Filing Date: December 4, 2001

Document(s):

Status Inquiry; and
Return Postcard.

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9/4/02 - 70

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FACSIMILE TRANSMITTAL SHEET

To: U.S. PATENT AND TRADEMARK OFFICE Office of Petitions Washington, DC 20231	FACSIMILE No.: (703) 308-6916 TELEPHONE No.:
FROM: Louis L. Wu Reg. No. 44,413	FACSIMILE No.: (650) 330-0980 TELEPHONE No.: (650) 330-0900
DATE: February 12, 2003	PAGE 1 OF 32
SUBJECT: In re Application of: Mitchell W. MUTZ et al. For: ACOUSTIC ASSESSMENT OF FLUIDS IN A PLURALITY OF RESERVOIRS Serial No.: 10/010,972 Filed: December 4, 2001 Attorney Docket No.: 7610-0047	CONFIRMATION COPY TO FOLLOW: <input type="checkbox"/> YES <input checked="" type="checkbox"/> NO

Please enter the attached Petition for consideration in Application Serial No. 10/010,972

Thank you.

Louis L. Wu
Reg. No. 44,413

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